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2 District of Nevada  
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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA, ) 2:18-CR-411-KJD-DJA  
11 Plaintiff, )  
12 v. ) **Stipulation for Entry of Order of  
13 ROBERT MARCELLUS JONES, JR., ) Forfeiture as to Ivy Y. Coleman and  
14 Defendant. ) Order  
15 IVY Y. COLEMAN, )  
16 Petitioner. )**

The United States of America and Ivy Y. Coleman agree as follows:

18       1.     The Grand Jury sitting in Las Vegas, Nevada returned a Six-Count  
19 Superseding Indictment against Robert Marcellus Jones, Jr., for violations of Sexual  
20 Exploitation of Children (Count 1), 18 U.S.C. § 2251(a) and (e), Possession of Child  
21 Pornography (Count 2), 18 U.S.C. § 2252A(a)(5)(B) and (b)(2), Distribution of Child  
22 Pornography (Count 3), 18 U.S.C. § 2252A(a)(2) and (b)(1), Receipt of Child Pornography  
23 (Count 4), 18 U.S.C. § 2252A(a)(2) and (b)(1), Transportation of Minors for Prostitution or  
24 Other Criminal Sexual Activity (Count 5), 18 U.S.C. § 2423(a), and Coercion and  
25 Enticement (Count 6), 18 U.S.C. § 2422(b). Superseding Indictment. ECF No. 28.

26        2.      Robert Marcellus Jones, Jr., pled guilty to Counts 3, 4, 5, and 6 of the  
27 Superseding Criminal Indictment charging him in Count 3 with Distribution of Child  
28 Pornography in violation of 18 U.S.C. § 2252A(a)(2) and (b)(1); in Count 4 of Receipt of

1 Child Pornography in violation of 18 U.S.C. § 2252A(a)(2) and (b)(1); in Count 5 of  
2 Transportation of Minors for Prostitution or Other Criminal Sexual Activity in violation of  
3 18 U.S.C. § 2423(a); and in Count 6 with Coercion and Enticement in violation of 18  
4 U.S.C. § 2422(b), and agreed to the forfeiture of property set forth in the Plea Agreement.  
5 Superseding Indictment ECF No. 28; Change of Plea ECF No. 53; Plea Agreement ECF  
6 No. 55.

7       3. On January 31, 2020, the Court ordered the judicial forfeiture of Robert  
8 Marcellus Jones, Jr.'s interest in the following property:

- 9           a. Samsung Galaxy Note 9 cell phone, IMEI: 358496098457300;
- 10          b. Apple iPhone, IMEI: 357264091149113;
- 11          c. Apple iPhone, IMEI: 353053090331994;
- 12          d. Cricket ZTE cell phone, Model Z988, SN: 324565343429;
- 13          e. Samsung Galaxy Mega cell phone, Model: SGH-I527, SN:  
14                   RF2F40Q58KK;
- 15          f. Cricket ZTE cell phone, Model Z988, SN: 324565343886; and
- 16          g. Samsung Galaxy S5 cell phone, Model: SM-G900A, IMEI:  
17                   353411062051935

18 (all of which constitutes property). POOF ECF No. 59.

19       4. On March 18, 2020, Ivy Y. Coleman submitted a "Petition for  
20 Remission/Mitigation Form," claiming an ownership interest in the Samsung Galaxy Note  
21 9 cell phone, IMEI: 358496098457300, and Apple iPhone, IMEI: 357264091149113.  
22 Petition ECF No. 60.

23       5. Ivy Y. Coleman knowingly and voluntarily agrees to the abandonment, the  
24 civil administrative forfeiture, the civil judicial forfeiture, or the criminal forfeiture of the  
25 following property:

- 26           a. Samsung Galaxy Note 9 cell phone, IMEI: 358496098457300;
- 27           b. Apple iPhone, IMEI: 357264091149113;
- 28           c. Apple iPhone, IMEI: 353053090331994;

1                   d. Cricket ZTE cell phone, Model Z988, SN: 324565343429;

2                   e. Samsung Galaxy Mega cell phone, Model: SGH-I527, SN:

3                   RF2F40Q58KK;

4                   f. Cricket ZTE cell phone, Model Z988, SN: 324565343886; and

5                   g. Samsung Galaxy S5 cell phone, Model: SM-G900A, IMEI:

6                   353411062051935

7         6. Ivy Y. Coleman knowingly and voluntarily agrees to abandon or to forfeit the  
8 property to the United States.

9         7. Ivy Y. Coleman knowingly and voluntarily agrees to relinquish all possessory  
10 rights, ownership rights, and all rights, titles, and interests in the property.

11        8. Ivy Y. Coleman knowingly and voluntarily agrees to waive her right to any  
12 abandonment proceedings, any civil administrative forfeiture proceedings, any civil judicial  
13 forfeiture proceedings, or any criminal forfeiture proceedings (all of which constitutes  
14 proceedings) of the property.

15        9. Ivy Y. Coleman knowingly and voluntarily agrees to waive service of process  
16 of any and all documents filed in this action or any proceedings concerning the property.

17        10. Ivy Y. Coleman knowingly and voluntarily agrees to waive any further notice  
18 to her, her agents, or her attorneys regarding the forfeiture and disposition of the property.

19        11. Ivy Y. Coleman knowingly and voluntarily agrees not to file any claim,  
20 answer, petition, or other documents in any proceedings concerning the property.

21        12. Ivy Y. Coleman knowingly and voluntarily agrees to withdraw any claims,  
22 answers, counterclaims, petitions, or other documents she filed in any proceedings  
23 concerning the property.

24        13. Ivy Y. Coleman knowingly and voluntarily agrees to waive the statute of  
25 limitations, the CAFRA requirements, Fed. R. Crim. P. 7, 11, and 32.2, the constitutional  
26 requirements, and the constitutional due process requirements of any abandonment  
27 proceedings or any forfeiture proceedings concerning the property.

28        / / /

1           14. Ivy Y. Coleman knowingly and voluntarily agrees to waive her right to a  
2 hearing on the forfeiture of the property.

3           15. Ivy Y. Coleman knowingly and voluntarily agrees to waive (a) all  
4 constitutional, legal, and equitable defenses to, (b) any constitutional or statutory double  
5 jeopardy defense or claim concerning, and (c) any claim or defense under the Eighth  
6 Amendment to the United States Constitution, including, but not limited to, any claim or  
7 defense of excessive fines or cruel and unusual punishments in any proceedings concerning  
8 the property.

9           16. Ivy Y. Coleman knowingly and voluntarily agrees to the entry of an Order of  
10 Forfeiture of the property to the United States.

11          17. Ivy Y. Coleman knowingly and voluntarily agrees to the conditions set forth  
12 in this Stipulation for Entry of Order of Forfeiture as to Ivy Y. Coleman and Order  
13 (Stipulation).

14          18. Ivy Y. Coleman knowingly and voluntarily agrees to hold harmless the  
15 United States, the United States Department of Justice, the United States Attorney's Office  
16 for the District of Nevada, the United States Federal Bureau of Investigation, their agencies,  
17 their agents, and their employees from any claim made by her or any third party arising  
18 from the facts and circumstances of this case.

19          19. Ivy Y. Coleman knowingly and voluntarily releases and forever discharges  
20 the United States, the United States Department of Justice, the United States Attorney's  
21 Office for the District of Nevada, the United States Federal Bureau of Investigation, their  
22 agencies, their agents, and their employees from any and all claims, rights, or causes of  
23 action of any kind that Ivy Y. Coleman now has or may hereafter have on account of, or in  
24 any way growing out of, the seizures and the forfeitures of the property in the abandonment,  
25 the civil administrative forfeitures, the civil judicial forfeitures, and the criminal forfeitures.

26          20. Except as expressly stated in the Stipulation, no party, officer, agent,  
27 employee, representative, or attorney has made any statement or representation to any other  
28 party, person, or entity regarding any fact relied upon in entering into the Stipulation, and

1 no party, officer, agent, employee, representative, or attorney relies on such statement or  
2 representation in executing the Stipulation.

3       21. After the property is forfeited in the criminal case, the Final Order of  
4 Forfeiture is entered, the United States District Court has signed the Stipulation concerning  
5 the property, the time for all direct and ancillary appeals by Robert Marcellus Jones, Jr., has  
6 run (including any direct appeals to the United States Court of Appeals for the Ninth Circuit  
7 and the Supreme Court of the United States and any petitions and appeals concerning any  
8 Writs of Habeas Corpus), and the United States has no potential or outstanding evidentiary  
9 needs concerning any of the property, within a practicable time thereafter for the United  
10 States, the United States knowingly and voluntarily agrees to transfer the Samsung Galaxy  
11 Note 9 cell phone, IMEI: 358496098457300, and Apple iPhone, IMEI: 357264091149113 to  
12 Ivy Y. Coleman.

13       22. Ivy Y. Coleman knowingly and voluntarily agrees that, between the time  
14 when the United States takes clear title to the Samsung Galaxy Note 9 cell phone, IMEI:  
15 358496098457300, and Apple iPhone, IMEI: 357264091149113, and when the United  
16 States transfers that property to Ivy Y. Coleman, the United States shall not assume any  
17 liability, or become responsible, for any fees, charges, interest, costs, payments whatsoever,  
18 or contracts related to the Samsung Galaxy Note 9 cell phone, IMEI: 358496098457300,  
19 and Apple iPhone, IMEI: 357264091149113.

20       23. The persons signing the Stipulation warrant and represent that they have full  
21 authority to execute the Stipulation and to bind the persons and/or entities, on whose behalf  
22 they are signing, to the terms of the Stipulation.

23       24. This Stipulation shall be construed and interpreted according to federal  
24 forfeiture law and federal common law. The jurisdiction and the venue for any dispute  
25 related to, and/or arising from, this Stipulation is the unofficial Southern Division of the  
26 United States District Court for the District of Nevada, located in Las Vegas, Nevada.

27       25. Each party shall bear her or its own attorneys' fees, expenses, interest, and  
28 costs.

1        26. This Stipulation shall not be construed more strictly against one party than  
2 against the other merely by virtue of the fact that it may have been prepared primarily by  
3 counsel for one of the parties; it being recognized that both parties have contributed  
4 substantially and materially to the preparation of this Stipulation.

5        27. Each party acknowledges and warrants that its execution of the Stipulation is  
6 free and is voluntary.

7        28. The Stipulation contains the entire agreement between the parties.

8        IT IS HEREBY CERTIFIED, pursuant to 28 U.S.C. § 2465(a)(2), that there was  
9 reasonable cause for the seizure and forfeiture of the property.

10      DATED: \_\_\_\_\_

11      DATED: 04/10/20

12      NICHOLAS A. TRUTANICH  
13      United States Attorney

14      \_\_\_\_\_  
15      Ivy Y. Coleman  
Petitioner

16      \_\_\_\_\_  
17      /s/ James A. Blum  
18      James A. Blum  
19      Assistant United States Attorney

20      IT IS SO ORDERED:

21      \_\_\_\_\_  
22      UNITED STATES DISTRICT JUDGE

23      DATED: \_\_\_\_\_

1        26. This Stipulation shall not be construed more strictly against one party than  
2 against the other merely by virtue of the fact that it may have been prepared primarily by  
3 counsel for one of the parties; it being recognized that both parties have contributed  
4 substantially and materially to the preparation of this Stipulation.

5        27. Each party acknowledges and warrants that its execution of the Stipulation is  
6 free and is voluntary.

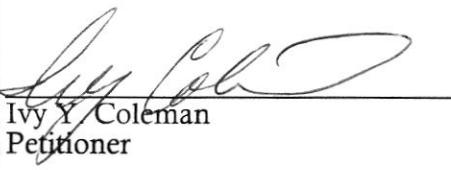
7        28. The Stipulation contains the entire agreement between the parties.

8        IT IS HEREBY CERTIFIED, pursuant to 28 U.S.C. § 2465(a)(2), that there was  
9 reasonable cause for the seizure and forfeiture of the property.

10      DATED: 4/8/2020

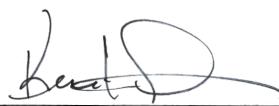
11      DATED: \_\_\_\_\_

12      NICHOLAS A. TRUTANICH  
13      United States Attorney

14        
15      Ivy Y. Coleman  
Petitioner

16      James A. Blum  
17      Assistant United States Attorney

18      IT IS SO ORDERED:

19        
20      \_\_\_\_\_  
21      UNITED STATES DISTRICT JUDGE

22      DATED: 4/13/2020